

UTILITY PATENT APPLICATION TRANSMITTAL
(Large Entity)*(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
89190.070503/DP-308340

Total Pages in this Submission

7236 U.S. PTO

TO THE COMMISSIONER FOR PATENTSMail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

112603

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

PEM FUEL CELL ASSEMBLY FORMED OF MODULAR SUB-ASSEMBLIES

and invented by:

Allan R. Wells, Gary J. De Angelis, and Seth D. Valentine

031088 U.S. PTO
10/723648
112603If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 12 pages and including the following:
 - a. ☒ Descriptive Title of the Invention
 - b. ☐ Cross References to Related Applications *(if applicable)*
 - c. ☐ Statement Regarding Federally-sponsored Research/Development *(if applicable)*
 - d. ☐ Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
 - e. ☒ Background of the Invention
 - f. ☒ Brief Summary of the Invention
 - g. ☒ Brief Description of the Drawings *(if filed)*
 - h. ☒ Detailed Description
 - i. ☒ Claim(s) as Classified Below
 - j. ☒ Abstract of the Disclosure

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Application Elements (Continued)

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☐ Formal Number of Sheets _____
- b. ☒ Informal Number of Sheets 5
4. ☒ Oath or Declaration
- a. ☒ Newly executed *(original or copy)* ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☒ With Power of Attorney ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. ☐ Application Data Sheet (See 37 CFR 1.76)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☐ Computer Readable Form (CRF)
- b. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper
- c. ☐ Statement(s) Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

9. ☒ Assignment Papers *(cover sheet & document(s))*
10. ☐ 37 CFR 3.73(B) Statement *(when there is an assignee)*
11. ☐ English Translation Document *(if applicable)*
12. ☐ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15. ☐ Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. ☒ Certificate of Mailing
- ☐ First Class ☐ Express Mail *(Specify Label No.):* EL 966067387 US

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Accompanying Application Parts (Continued)

17. ☐ Additional Enclosures *(please identify below):*

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Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)

18. ☐ Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

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Fee Calculation and Transmittal

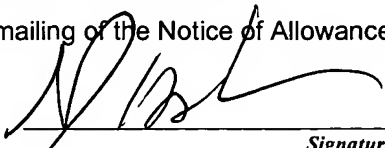
CLAIMS AS FILED

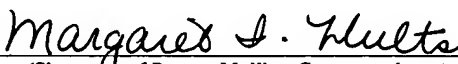
For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	13	- 20 =	0	x \$18.00	\$0.00
Indep. Claims	3	- 3 =	0	x \$86.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$770.00
OTHER FEE (specify purpose) _____					\$0.00
TOTAL FILING FEE					\$770.00

- ☐ A check in the amount of _____ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **10-0223** as described below.
- ☒ Charge the amount of **\$770.00** as filing fee.
 - ☒ Credit any overpayment.
 - ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
 - ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: November 26, 2003

cc:


Signature
Ronald J. Kisicki, Esq.
Reg. No. : 38,205
JAECKLE FLEISCHMANN & MUGEL, LLP
39 State Street, Suite 200
Rochester, New York 14614-1310
Tel: (585) 262-3640
Fax: (585) 262-4133

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)			Docket No. 89190.070503/DP-308340
Applicant(s): Allan R. Wells, et al.			
Serial No. TBA	Filing Date Herewith	Examiner TBA	Group Art Unit TBA
Invention: PEM FUEL CELL ASSEMBLY FORMED OF MODULAR SUB-ASSEMBLIES			
I hereby certify that the following correspondence: <div style="border: 1px solid black; padding: 10px; margin: 10px 0;">Utility Patent Application Transmittal (Large Entity) (4 pages + 1 duplicate page)</div> <p style="text-align: center; margin: 0;"><i>(Identify type of correspondence)</i></p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p style="text-align: center; margin: 10px 0;"><u>November 26, 2003</u> <i>(Date)</i></p> <div style="text-align: center; margin: 10px 0;"><u>Margaret I. Hults</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i></div> <div style="text-align: center; margin: 10px 0;"><u></u> <i>(Signature of Person Mailing Correspondence)</i></div> <div style="text-align: center; margin: 10px 0;"><u>EL 966067387 US</u> <i>("Express Mail" Mailing Label Number)</i></div>			
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Applicant(s): Allan R. Wells, et al.

Docket No.

89190.070503/DP-308340

Serial No.

TBA

Filing Date

Herewith

Examiner

TBA

Group Art Unit

TBA

Invention: **PEM FUEL CELL ASSEMBLY FORMED OF MODULAR SUB-ASSEMBLIES**

I hereby certify that the following correspondence:

Specification, Claims and Abstract (12 pages)

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November 26, 2003*(Date)*Margaret I. Hults*(Typed or Printed Name of Person Mailing Correspondence)*Margaret I. Hults*(Signature of Person Mailing Correspondence)*EL 966067387 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

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Invention: PEM FUEL CELL ASSEMBLY FORMED OF MODULAR SUB-ASSEMBLIES

I hereby certify that the following correspondence:

Two Assignments (executed) with Recordation Cover Sheet (7 pages + 1 duplicate page)

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November 26, 2003*(Date)*Margaret I. Hults*(Typed or Printed Name of Person Mailing Correspondence)*Margaret I. Hults*(Signature of Person Mailing Correspondence)*EL 966067387 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

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Examiner

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Group Art Unit

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Invention: PEM FUEL CELL ASSEMBLY FORMED OF MODULAR SUB-ASSEMBLIES

I hereby certify that the following correspondence:

Declaration and Power of Attorney (executed) (4 pages)

(Identify type of correspondence)

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November 26, 2003*(Date)*Margaret I. Hults*(Typed or Printed Name of Person Mailing Correspondence)*Margaret I. Hults*(Signature of Person Mailing Correspondence)*EL 966067387 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

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Examiner

TBA

Group Art Unit

TBA

Invention: **PEM FUEL CELL ASSEMBLY FORMED OF MODULAR SUB-ASSEMBLIES**

I hereby certify that the following correspondence:

Five (5) Sheets of Informal Drawings (identified)

(Identify type of correspondence)

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November 26, 2003*(Date)*Margaret I. Hults*(Typed or Printed Name of Person Mailing Correspondence)*Margaret I. Hults*(Signature of Person Mailing Correspondence)*EL 966067387 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**